

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI

UNITED STATES OF AMERICA

v.

CRIMINAL NO. 1:16CR052-NBB-DAS

ANTHONY STRONG

a/k/a "Gary"

**GOVERNMENT'S MOTION TO STRIKE**

COMES NOW, the United States of America, through the undersigned Assistant United States Attorney, and moves this Court to strike the *Petition for a Writ of Habeas Corpus for Dismissal* filed pro se by defendant, Anthony Strong in the above referenced Cause, and would show unto the Court the following:

- 1) Defendant is represented by appointed counsel of record, Assistant Federal Public Defender Scott Davis.
- 2) Counselor Davis did not endorse Defendant's pro se motion.
- 3) It is well settled law that Defendant does not have a right to bifurcated or hybrid representation - partly by counsel and partly by himself. *United States v. Daniels*, 572 F.2d 535, 540 (5th Cir. 1978). The applicable federal statute, Title 28 U.S.C. § 1654, provides that "parties may plead and conduct their own cases personally or by counsel". "Courts have consistently interpreted this statute as stating a defendant's rights in the disjunctive." *Id.* citing *United States v. Shea*, 508 F.2d 82, 86 (5th Cir.1975); *Lee v. Alabama*, 406 F.2d 466, 469 (5th Cir. 1969); *Shelton v. United States*, 205 F.2d 806, 812-13 (5th Cir. 1953).

THEREFORE, the government respectfully requests that the Court strike Defendant's pro se motion.

Dated the 27<sup>th</sup> day of December, 2016.

Respectfully submitted,

FELICIA C. ADAMS  
United States Attorney  
Mississippi Bar No. 1049

BY: /s/ Lora E. Hunter  
LORA E. HUNTER  
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Oxford, Mississippi 38655  
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Mississippi Bar No. 103290

**CERTIFICATE OF SERVICE**

I, LORA E. HUNTER, Assistant United States Attorney for the Northern District of Mississippi, hereby certify that I electronically filed the foregoing **GOVERNMENT'S MOTION TO STRIKE** with the Clerk of the Court using the ECF system which sent notification of such filing to:

Scott Davis, Esq.  
[Scott\\_davis@fd.org](mailto:Scott_davis@fd.org)

and I hereby certify that I have mailed by United States Postal Service the document to the following non-ECF participants:

Anthony Strong  
#13410025  
711 Jackson Avenue E  
Oxford, MS 38655

This the 27<sup>th</sup> day of December, 2016.

/s/ Lora E. Hunter  
LORA E. HUNTER  
Assistant United States Attorney